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Frank C. Elsenschek, Ph.D., Patent Attorney

INFORMATION DISCLOSURE  
STATEMENT

Examining Group 1636  
Patent Application  
Docket No. TPI-T400C2Z1  
Serial No. 10/694,640

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit : 1636  
Applicants : - Michael J. Cima, Hongming Chen, J. Richard Gyory, Anthony V. Lemmo  
Serial No. : 10/694,640  
Filed : October 27, 2003  
For : System and Method for Optimizing Tissue Barrier Transfer of Compounds

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT  
UNDER 37 CFR §§1.97 AND 1.98

Sir:

In accordance with 37 CFR §1.97 and §1.98, Applicants would like to bring to the attention of the Examiner the references listed on the attached Form PTO/SB/08A.

Pursuant to 37 CFR §1.98(d), copies of the references cited on the attached Form PTO/SB/08A are not provided herewith because copies of these references were submitted to the Office in prior U.S. Patent Application Serial No. 09/904,725 (filed July 13, 2001). Under 35 USC §120, the subject application (Serial No. 10/694,640) relies upon Serial No. 09/904,725 for an earlier filing date.

It is respectfully requested that the references listed on the attached Form PTO/SB/08A be considered in the examination of the subject application and that their consideration be made of record.

Applicants have also listed U.S. Patent No. 6,087,157 on form PTO/SB/08A which has not been cited in the 09/904,725 application. A copy of the patent is attached with this Information Disclosure Statement. Applicants respectfully request that this patent be made of record and considered in the examination of the subject application.

Applicants respectfully assert that the substantive provisions of 37 CFR §§1.97 and 1.98 are met by the foregoing statements. Though no fees are believed to be required for this paper, the Patent Office is hereby authorized to charge any fees required by this paper to Deposit Account No. 19-0065.

Respectfully submitted,



Frank C. Eisenschenk, Ph.D.

Patent Attorney

Registration No. 45,332

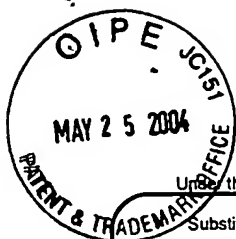
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A Professional Association  
2421 NW 41st Street, Suite A-1  
Gainesville, FL 32606-6669

FCE/ehm

Attachments: Form PTO/SB/08A ; copy of U.S. Patent No. 6,087,157



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Substitute for form 1449/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 1 of 2

PTO/SB/08A (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

### Complete if Known

Application Number	10/694,640
Filing Date	October 27, 2003
First Named Inventor	Michael J. Cima
Art Unit	1636
Examiner Name	
Attorney Docket Number	TPI-T400C2Z1

### U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
	1	US- 4,045,291	08-30-1977	Berger	(Please review all)
	2	US- 4,235,687	11-25-1980	Romette et al.	(Please review all)
	3	US- 4,317,726	03-02-1982	Shepel	(Please review all)
	4	US- 4,468,321	08-28-1984	St. John	(Please review all)
	5	US- 4,667,504	05-26-1987	Hobson	(Please review all)
	6	US- 4,686,190	08-11-1987	Cramer et al.	(Please review all)
	7	US- 4,912,057	03-27-1990	Guirguis et al.	(Please review all)
	8	US- 4,912,060	05-27-1990	Fein	(Please review all)
	9	US- 5,306,467	04-26-1994	Douglas-Hamilton	(Please review all)
	10	US- 5,474,783	12-12-1995	Miranda et al.	(Please review all)
	11	US- 5,490,415	02-13-1996	Mak et al.	(Please review all)
	12	US- 5,503,843	04-02-1996	Santus et al.	(Please review all)
	13	US- 5,789,240	08-04-1998	Abdulrazik	(Please review all)
	14	US- 5,814,599	09-29-1998	Mitragotri et al.	(Please review all)
	15	US- 5,947,921	09-07-1999	Johnson et al.	(Please review all)
	16	US- 6,002,961	12-14-1999	Mitragotri et al.	(Please review all)
	17	US- 6,018,678	01-25-2000	Mitragotri et al.	(Please review all)
	18	US- 6,041,253	03-21-2000	Kost et al.	(Please review all)
	19	US- 6,043,027	03-28-2000	Selick et al.	(Please review all)

### FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				
	20	WO 02/06518	01-24-2002	Cima et al.	(review all)	
	21	WO 02/16941 A2	02-28-2002	Mitragotri	(review all)	

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

*(Use as many sheets as necessary)*

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Application Number	10/694,640
Filing Date	October 27, 2003
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Art Unit	1636
Examiner Name	
Attorney Docket Number	TPJ-T400C2Z1

Sheet	2	of	2
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## U. S. PATENT DOCUMENTS

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## FOREIGN PATENT DOCUMENTS

[illegible]

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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